



Atty. Docket No.: CRYA 025/CIP  
Information Disclosure Statement

IFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of: §  
YIN CHEN, et al. § Group Art Unit: 1645  
Serial No: 10/743,956 § Examiner:  
Filed: December 23, 2003 § Atty. Docket No: CRYA,025/CIP  
Title: OLIGODEOXYNUCLEOTIDE (ODN) LIBRARIES, THEIR USE IN SCREENING  
FOR ANTIBACTERIAL AGENTS, AND CATALYTIC ODN SEQUENCE FOR USE  
AS AN ANTIBACTERIAL AGENT

TO:

Commissioner of Patents and Trademarks  
PO Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope, addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450

*Jennifer Budet* 2.17.06  
Name: Jennifer Budet Date

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

In compliance with Applicant's duty of candor and good faith, Applicant files this Information Disclosure Statement in accordance with the provisions of 37 CFR §§1.97 and 1.98 to make the references listed on the attached disclosure form PTO/SB/08 of record in the captioned application.

Also, in compliance with § 1.97, an information disclosure statement is herein filed within one of the following time periods:

- ☒ (1) the information disclosure statement is filed in the early stages of prosecution:
- ☐ within three months of the filing date of a national application other than a continued prosecution application under §1.53(d);
  - ☐ within three months of the date of entry of the national stage as set forth in §1.491 in an international application;
  - ☒ before the mailing of a first Office action on the merits; OR
  - ☐ before the mailing of a first Office action after the filing of a request for continued examination under §1.114;

OR,

- ☐ (2) the information disclosure statement is filed before the mailing date of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application, and it is accompanied by ONE OF:

- ☐ A statement as specified under 37 CFR 1.97(e):

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

OR,

- ☐ The fee set forth in §1.17(p),

OR,

- ☐ (3) the information disclosure statement is filed on or before payment of the issue fee and is accompanied by:

- ☐ The statement specified under 37 CFR 1.97(e);

☐ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement; OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to the filing of the information disclosure statement.

AND,

- ☐ The fee set forth in §1.17(p).

Also, in accordance with the above provisions, please find:

- ☒ A copy of an earlier filed Information Disclosure Statement from a related but earlier filed application containing similar subject matter which may be material to the patentability of this continuation, divisional or continuation-in-part application.

The earlier filed information disclosure statement was submitted for application:

SN: 10/453,410 (filed: June 3, 2003) Inventor: Yin Chen

Applicant hereby requests consideration of the art previously cited on the copy provided.

- ☒ A copy of search reports provided by official examining authorities for applications containing similar subject matter which may be material to the patentability of this application.

The search reports were generated for applications:

USPTO Search - SN: 10/453,410 (mailed: Jan. 26, 2006)

USPTO Search - SN: 10/818,158 (mailed: Sept. 26, 2005)

Applicant hereby requests consideration of the art cited on the copies provided.

- ☒ An Information Disclosure Statement in accordance with §1.98(a)(1);

- ☐ Legible Copies in accordance with §1.98(a)(2) of:

- (i) each foreign patent;
- (ii) each publication or that portion which caused it to be listed, other than U.S. patents and U.S. patent application publications unless required by the Office;
- (iii) for each cited pending unpublished U.S. application, the application specification including the claims, and any drawing of the application, or that portion of the application which caused it to be listed including any claims directed to that portion; and
- (iv) all other information or that portion which caused it to be listed.

- ☐ In accordance with §1.98(a)(3), for documents not in the English language:

- ☐ a concise explanation of the relevance, as it is presently understood by the individual designated in §1.56(c) most knowledgeable about the content of the information, of each patent, publication, or other information listed that is not in the English language;

AND,

- ☐ a copy of the translation if a written English-language translation of a non-English-language document, or portion thereof, is within the possession, custody, or control of, or is readily available to any individual designated in §1.56(c).

- ☐ A Check in the amount of the fee set forth in 37 CFR §1.17(p) in accordance with 37 CFR §§1.97(c)(2) and 1.97(d)(2).

- ☒ A Revocation of Power of Attorney with New Power of Attorney and Change of Correspondence Address with

- ☒ A Statement under 37 CFR 3.73(b) and any required accompanying documents.

- ☒ A stamped, self-addressed Postcard acknowledging receipt of this document and the accompanying documents as listed herein above.

Please return the enclosed postcard, properly date stamped, to the undersigned attorney for Applicant upon receipt of the enclosed correspondence.

In the event a check covering the appropriate fee(s) is not enclosed, is unsigned, or is insufficient in amount, the Commissioner is authorized to charge Deposit Account No: 50-3748 (CRYA,025/CIP) for the amount of any deficiency.

Respectfully submitted,



Malcolm Skolnick

Reg. No. 33788

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3100 Wilcrest Drive, Suite 140

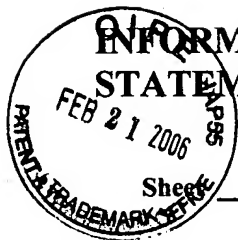
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ATTORNEY FOR APPLICANT

Date: 15 Feb 2006



**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet 1 of 2

Application Number: 10/743,956  
Filing Date: 12/23/2003  
First Named Inventor: Yin CHEN  
Art Unit: 1645  
Examiner Name: \_\_\_\_\_  
Attorney Docket Number: CRYA 025/CIP

**NOTE:** No new art over that cited in earlier US Patent Application: 10/453,410 (Atty Dkt No: CRYA,025)  
– Copy of earlier filed IDS attached.

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No.	Document Number	Publication date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

**FOREIGN PATENT DOCUMENTS**

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\* Documents of Particular Note for Examiner.

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Sheet 2 of 2

Application Number: 10/743,956  
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**NON PATENT LITERATURE DOCUMENTS**

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Application Number: 10/453,410  
Filing Date: 06/03/2003  
First Named Inventor: Yin CHEN  
Art Unit: 1639  
Examiner Name: Christopher M. Gross  
Attorney Docket Number: CRYA 025

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.	Document Number	Publication date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
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## FOREIGN PATENT DOCUMENTS

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		Country Code-Number-Kind Code			
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		Country Code- Number-Kind Code			
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\* Documents of Particular Note for Examiner.

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First Named Inventor: Yin CHEN  
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Examiner Name: Christopher M. Gross  
Attorney Docket Number: CRYA 025

Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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**\* Documents of Particular Note for Examiner.**

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Sheet 8 of 9

Application Number: 10/453,410  
Filing Date: 06/03/2003  
First Named Inventor: Yin CHEN  
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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet 9 of 9

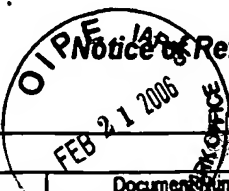
Application Number: 10/453,410  
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	Examiner Christopher M. Gross	Art Unit 1639	Page 1 of 1

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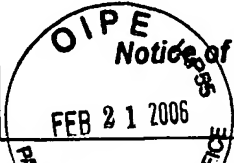
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	Application/Control No. 10/453,410	Applicant(s)/Patent Under Reexamination CHEN ET AL.	
	Examiner Christopher M. Gross	Art Unit 1639	Page 1 of 1

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	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

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